

BEFORE THE INSURANCE COMMISSIONER  
FOR THE STATE OF ARKANSAS

ARKANSAS INSURANCE DEPARTMENT )  
PETITIONER )

VS. )

EVAN JACOBS )  
RESPONDENT )  
NPN 17958941 )

A.I.D. NO. 2017- 084

CONSENT ORDER

On this day, the matter of Evan Jacobs ("Respondent") came before Allen Kerr, Arkansas Insurance Commissioner ("Commissioner"). The Arkansas Insurance Department ("Department") is represented by Associate Counsel, Gray Allen Turner, in this matter.

GENERAL STIPULATIONS

1. It is expressly understood that this Consent Order is subject to the Commissioner's acceptance and has no force of effect until such acceptance is evidenced by the signature and entry of the Order by the Commissioner.
2. This Consent Order is executed by the Respondent for the purpose of avoiding further administrative action with respect to this cause. Furthermore, should this Consent Order not be accepted by the Commissioner, it is agreed that presentation to and consideration of this Consent Order by the Commissioner shall not unfairly or illegally prejudice the Commissioner from further participation or resolution of this matter or any administrative proceedings.
3. The Respondent fully understands and agrees that this Consent Order applies only to the matters and things set forth in the Findings of Fact and matters and things related thereto, and will in no way preclude additional proceedings by the Commissioner against the Respondent for acts or omissions not specifically addressed in this Consent Order or for fact or omissions that do not arise from the facts or transactions herein addressed.
4. After consultation with legal counsel or the opportunity to consult with legal counsel, the Respondent, without admitting or denying the findings or staff allegations contained herein, expressly waives all further procedural steps, and

expressly waives all right to a formal hearing, to seek judicial review of or to otherwise challenge or consent the validity of the Consent Order, the stipulations and imposition of discipline contained herein, and the consideration and entry of said Consent Order by the Commissioner.

### FINDINGS OF FACT

1. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Ark. Code Ann. § 23-61-103.
2. Respondent is a resident of Stuttgart, Arkansas, and is licensed as a resident insurance producer.
3. Respondent was an employee of Jacobs Agency of Stuttgart, a family owned insurance agency. Prior to obtaining his producer license, Respondent was acting as an insurance producer in that he was selling, soliciting, and quoting insurance in this state.

### CONCLUSIONS OF LAW

From the Findings of Fact contained herein, the Commissioner concludes as follows:

1. By acting as an insurance producer without a license, respondent violated Ark. Code Ann. § 23-64-503 that states "[a] person shall not sell, solicit, or negotiate insurance in this state for any class or classes of insurance unless the person is licensed for that line of authority in accordance with this subchapter."

### ORDER

Now therefore, on the basis of the foregoing and the waiver by the Respondent of her right to a hearing and appeal under the Arkansas Administrative Procedures Act, Ark. Code Ann. §§ 25-15-201, et seq., and the admission by the Respondent of the jurisdiction of the Commissioner, the Commissioner finds that the Respondent has consented to the entry of this Order and that the following Order is appropriate and in the public interest.

IT IS THEREFORE ORDERED THAT:

1. Respondent's Resident Producer License shall be, and hereby is, placed on probation for a period of one year from the entry of this order.

2. This Consent Order is in the public interest, is in the best interests of the parties hereto, and represents a compromise and settlement of the controversy between the parties and is for settlement purposes only. By his signature affixed below, the Respondent affirmatively states that he has freely agreed to the entry of this Consent Order, that he has been advised that she may consult legal counsel in this matter and has had the opportunity to consult with legal counsel, should he have desired to do so, that he waives her rights to a hearing on the matters underlying this Consent Order, and that no threats or promises of any kind have been made by the Commissioner, the Department, or any agent or representative thereof. The parties, by signing this Consent Order, affirmatively state their agreement to be bound by the terms of this Consent Order and aver that no promises or offers relating to the circumstances described herein other than the terms of settlement set forth in this Consent Order, are binding upon them.

IT IS SO ORDERED this 2nd day of August, 2017.

17<sup>th</sup>

November

  
EVAN JACOBS  
RESPONDENT

  
ALLEN KERR  
INSURANCE COMMISSIONER  
STATE OF ARKANSAS